

## Message Text

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PAGE 01 STATE 206734  
ORIGIN OES-09

INFO OCT-01 EA-10 ISO-00 L-03 EB-08 CIAE-00 INR-10  
NSAE-00 DLOS-09 CG-00 DOTE-00 INT-05 SS-15 NSC-05  
SP-02 SSO-00 NSCE-00 INRE-00 /077 R

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L/OES:MLHOINKES  
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-----101797 152300Z /73

O R 152215Z AUG 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PORT MORESBY IMMEDIATE  
INFO AMEMBASSY CANBERRA  
AMEMBASSY SEOUL  
AMEMBASSY SUVA  
AMEMBASSY TOKYO  
AMEMBASSY WELLINGTON  
CINCPAC HONOLULU HAWAII 1059  
CINCPACREP GUAM/TTPI

C O N F I D E N T I A L STATE 206734

TOKYO FOR RFA, CINCPAC FOR POLAD

E.O. 11652: GDS

TAGS: EFIS, PP, XU

SUBJECT:PNG DESIRE FOR BILATERAL FISHING AGREEMENT  
CINCPACREP GUAM PASS LNO  
REF: A. PORT MORESBY 1275, B. PORT MORESBY 1252  
C. STATE 175327, D. OLMSTED/BUSBY TELCON

1. DEPT APPRECIATES EMBASSY REPORTING ON QUESTION OF  
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PAGE 02 STATE 206734

BILATERAL FISHING AGREEMENT AND CONCURS IN YOUR REACTION  
TO GPNG OFFICIALS. PARTICULARLY IN LIGHT THAT THERE  
APPEAR TO REMAIN DIFFERING PERCEPTIONS WITHIN GPNG, WE  
BELIEVE IT IMPORTANT TO CONTINUE TO SET FORTH U.S.  
POSITION ON BILATERAL AGREEMENTS REGARDING HIGHLY MIGRA-  
TORY SPECIES ON BASIS OF RECENT DIPLOMATIC NOTE AND LINE  
YOU TOOK WITH OLEWALE. BASIC POINT REMAINS THAT U.S. IS

NOT IN POSITION TO NEGOTIATE BILATERAL GOVERNMENT TO GOVERNMENT AGREEMENT WITH GPNG FOR ACCESS TO PNG ZONE FOR U.S. TUNA VESSELS, BUT THAT U.S. DOES NOT AS A POLICY MATTER OPPOSE U.S. TUNA VESSELS PURCHASING FOREIGN LICENSES. (SEE REF C).

2. WE WILL HAVE AN OPPORTUNITY TO DISCUSS SPRFO AND RELATED ISSUES WITH GPNG DIRECTOR OF FISHERIES WILSON, WITHIN NEXT FEW DAYS, AND WILL REPORT SUCH LIGHT AS THAT MEETING MAY SHED ON THE SUBJECT.

3. WITH REGARD TO POINTS RAISED IN PARAGRAPH 5 OF REF (A) GPNG WILL IN FINAL ANALYSIS HAVE TO JUDGE HOW FULLY ITS POSITION IS PROTECTED BY DRAFT SPRFO. HOWEVER, IT IS OUR VIEW THAT THE DRAFT FULLY MEETS CONCERNS EXPRESSED BY GPNG BOTH IN THE SUVA NEGOTIATIONS AND ELSEWHERE. ARTICLE VII, INCLUDING SUBPARAGRAPHS (C) AND (D) OF PARAGRAPH 1 RECOGNIZES THE NEED FOR REGIONAL MANAGEMENT TO ENSURE THE PROPER CONSERVATION AND UTILIZATION OF LIVING RESOURCES IN THE CONVENTION AREA (SPECIFICALLY THE HIGHLY MIGRATORY RESOURCES). PNG WOULD BE BOUND TO OBSERVE RECOMMENDATIONS DEVELOPED IN ACCORDANCE WITH ARTICLE VII, ADOPTED BY THE CONFERENCE IN ACCORDANCE WITH ARTICLE V AND BROUGHT INTO FORCE IN ACCORDANCE WITH ARTICLE VIII.

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PAGE 03 STATE 206734

4. IT IS OUR VIEW THAT PNG'S POSITION ON HIGHLY MIGRATORY SPECIES IS FULLY ACCOMMODATED IN THE CONVENTION. ITS JURIDICAL VIEWS ARE PROTECTED IN ARTICLES I AND II. IN ADDITION, PRACTICAL PROTECTION OF ITS POSITION IS PROVIDED IN THE DECISION-MAKING ARTICLES OF THE CONVENTION: ARTICLE V PROVIDES FOR CONFERENCE DECISIONS BY CONSENSUS AND ARTICLE VIII PROVIDES FOR AN OBJECTION PROCEDURE. THEREFORE, PNG COULD NOT BE BOUND BY ANY RECOMMENDATION WITHOUT ITS CONSENT, INCLUDING A RECOMMENDATION PURSUANT TO ARTICLE VII.1(D).

5. WITH SPECIFIC REGARD TO LICENSING, UNDER THE SPRFO THE GPNG COULD REQUIRE VESSELS FISHING IN THE ZONE TO OBTAIN LICENSES. THE TERMS AND CONDITIONS OF THOSE LICENSES WOULD HAVE TO BE CONSISTENT WITH APPLICABLE RECOMMENDATIONS ADOPTED UNDER THE SPRFO. ARTICLE VII.1(D) DOES PROVIDE FOR FACILITATION OF A REGIONAL LICENSING SCHEME. SUCH SCHEME, HOWEVER, IS TO BE "WITHOUT DETRIMENT TO THE SOVERIEGN RIGHTS OF COASTAL COUNTRIES", AND COULD NOT BE INSTITUTED WITHOUT CONSENT OF GPNG. VANCE

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** FISHING AGREEMENTS, NEGOTIATIONS  
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**Decaption Date:** 01 jan 1960  
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**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
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**TAGS:** EFIS, PP, XU  
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